

1 **WO**

2  
3  
4  
5  
6 IN THE UNITED STATES DISTRICT COURT  
7 FOR THE DISTRICT OF ARIZONA  
8

9 United States of America,

10 Plaintiff,

11 vs.

12 1. \$34,830.60 in United States Currency; )

13 2. One Cadillac Escalade with VIN: )  
14 1GYFK66888R144806; )

15 3. \$30,000.00 in United States Currency, )

16 Defendants. )  
17 \_\_\_\_\_ )

No. CV 11-00463-PHX-FJM

**ORDER AND DEFAULT JUDGMENT**

18  
19 We have before us plaintiff's motion for default judgment (doc. 16). We issued an  
20 order on March 31, 2011, pursuant to the stipulation of plaintiff and claimant Jean Claude  
21 Kasongo, allowing claimants an extension of time to file a claim and answer (doc. 10). We  
22 set April 15, 2011 as the deadline for filing a claim and May 6, 2011 as the deadline for filing  
23 an answer. Claimants did not file either document. The clerk entered default against  
24 defendants on July 15, 2011 for failure to appear or otherwise respond (doc. 15). Plaintiff  
25 now moves, pursuant to Rule 55(b), Fed. R. Civ. P., for default judgment.

26 There is no just reason for delaying entering judgment against the defendant property,  
27 and we find that service of process has been duly made in accordance with law and that no  
28 parties, including Jean Claude Kasongo, have pled, answered or otherwise appeared in these

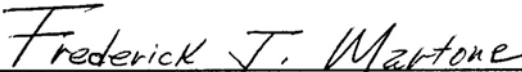
1 proceedings. We further find from an examination of the record that the allegations of the  
2 verified Complaint are true.

3 Accordingly, **IT IS ORDERED GRANTING** plaintiff's motion for default judgment  
4 (doc. 16).

5 **IT IS FURTHER ORDERED** that the interest of Jean Claude Kasongo, and all  
6 others in defendants further described as: \$34,830.60 in United States Currency; One  
7 Cadillac Escalade with VIN: 1GYFK66888R144806, and; \$30,000.00 in United States  
8 Currency, are hereby forfeited to the United States of America, in accordance with 18 U.S.C.  
9 § 981(a)(1)(A) and (C).

10 **IT IS FURTHER ORDERED** that the defendants be disposed of according to law  
11 by the United States Marshals Service.

12 DATED this 29<sup>th</sup> day of September, 2011.

13  
14  
15   
16 

---

 Frederick J. Martone  
United States District Judge

17  
18  
19 (cc: USMS)  
20  
21  
22  
23  
24  
25  
26  
27  
28